

CITY OF EL PASO, TEXAS
AGENDA ITEM DEPARTMENT HEAD'S SUMMARY FORM

DEPARTMENT: Planning
AGENDA DATE: Ordinance for Intro 3/1/05 and Final Public Hearing 3/15/05
CONTACT PERSON/PHONE: Rudy Valdez/4635
DISTRICT(S) AFFECTED: 8

SUBJECT:

Approve an Ordinance vacating a 20-foot wide alley within Block 49, Campbell Addition for the El Paso Independent School District to facilitate the construction of a new elementary school.

BACKGROUND / DISCUSSION:

The El Paso Independent School District is proposing to construct a new elementary school in South El Paso just north of the Border Highway that will require the vacation of several rights-of-way.

PRIOR COUNCIL ACTION: No prior Council action.

AMOUNT AND SOURCE OF FUNDING: No funding required.

BOARD / COMMISSION ACTION:

Both DCC and CPC recommended approval.

*****REQUIRED AUTHORIZATION*****

LEGAL: (if required) _____ **FINANCE:** (if required) _____

DEPARTMENT HEAD: _____

(Example: if RCA is initiated by Purchasing, client department should sign also)
Information copy to appropriate Deputy City Manager

APPROVED FOR AGENDA: _____

CITY MANAGER: _____ **DATE:** _____

ORDINANCE NO. _____

AN ORDINANCE VACATING ALL OF THE 20-FOOT WIDE ALLEY WITHIN BLOCK 49, CAMPBELL ADDITION, CITY OF EL PASO, EL PASO COUNTY, TEXAS.

WHEREAS, the City Plan Commission has recommended vacation of *all of the 20-foot wide alley within Block 49, Campbell Addition, City of El Paso, El Paso County, Texas*, and the City Council finds that said right-of-way is not needed for public use and should be vacated as recommended;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That a determination has been made that it is in the best interest of the public that all of the 20-foot wide alley within Block 49, *Campbell Addition, City of El Paso, El Paso County, Texas*, and which is more fully described in the attached metes and bounds description, identified as Exhibit "A" made a part hereof by reference, be and is hereby vacated.

In addition, the Mayor is authorized to sign an instrument quitclaiming all of the City's right, title and interest in and to such vacated property to the El Paso Independent School District.

PASSED AND APPROVED this _____ day of March, 2005.

THE CITY OF EL PASO

ATTEST:

Joe Wardy
Mayor

Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:

Matt Watson
Assistant City Attorney
Doc No. 9320

APPROVED AS TO CONTENT:

Rudy Valdez, Chief Urban Planner
Planning, Research and Development
Department

PROPERTY DESCRIPTION
5,200 Square Feet

Being the description of all of the 20 feet wide Alley located between Eighth Avenue and Ninth Avenue, in Block 49, Campbell Addition, City of El Paso, El Paso County, Texas and being more particularly described by metes and bounds as follows:

COMMENCING FOR REFERENCE at the city monument at the intersection of Sixth Avenue (70 feet wide) and Kansas Street (70 feet wide);

THENCE, along the centerline of said Kansas Street, South $16^{\circ}00'00''$ East, a distance of 654.88 feet to the Monument line in said Eighth Avenue (70 feet wide) and from this point the city monument at Stanton Street bears, South $74^{\circ}00'00''$ West, 320.37 feet;

THENCE, continuing along said centerline of Kansas Street, South $16^{\circ}00'00''$ East, a distance of 50.00 feet;

THENCE, leaving said centerline and along the South right-of-way line of said Eighth Avenue, North $74^{\circ}00'00''$ East, a distance of 155.00 feet to the Northeast corner of Lot 11, said Block 49 and **POINT OF BEGINNING** for the herein described Alley;

THENCE, continuing along said South right-of-way line of Eighth Avenue, North $74^{\circ}00'00''$ East, a distance of 20.00 feet to the Northwest corner of Lot 10, said Block 49;

THENCE, leaving said South right-of-way line and along the East line of said Alley, South $16^{\circ}00'00''$ East, a distance of 260.00 feet to the Southwest corner of Lot 1, said Block 49 in the North right-of-way line of Ninth Avenue;

THENCE, along said North right-of-way line, South $74^{\circ}00'00''$ West, a distance of 20.00 feet to the Southeast corner of Lot 20, said Block 49;

THENCE, leaving said right-of-way line and along the West line of said Alley, North $16^{\circ}00'00''$ West, a distance of 260.00 feet to the **POINT OF BEGINNING** and containing **5,200 square feet** of land.

This description was prepared from a survey made on the ground on February 24, 2003 with a plat of same date.

PREPARED BY:
Cutts Land Surveying, Inc.
El Paso, Texas
July 7, 2004
Job No. 030201-alley

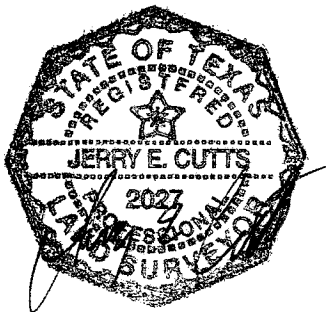


EXHIBIT "A1"



Jan 11	Jan 12	Jan 13	Jan 14	Jan 15	Jan 16	Jan 17	Jan 18	Jan 19	Jan 20
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14	29	14
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EIGHTH AVENUE

NINTH AVENUE

BORDER HIGHWAY (Loop 375)

Being the description of all of the 20 feet wide Alley located between Eighth Avenue and Ninth Avenue, in Block 46, Campbell Addition, City of El Paso, El Paso County, Texas and being more particularly described by notes and bounds as follows:

COMMENCING FOR REFERENCE at the city monument at the intersection of Sixth Avenue (70 feet wide) and Kansas Street (70 feet wide);

THENCE, along the centerline of said Korean Street, South 16°00'00" East, a distance of 654.88 feet to the monument line in said Eighth Avenue (70 feet wide) and from this point the city monument at Stanton Street bears, South 74°00'00" West, 320.37 feet;

THENCE, continuing along said centerline of Karous Street, South 18°00'00" East, a distance of 50.00 feet

THENCE, leaving said easement and along the South right-of-way line of said Eighth Avenue, North 74°00'00" East, a distance of 105.00 feet to the Northeast corner of Lot 11, said Block 4 and POINT OF BEGINNING for the herein described Alley;

THENCE, continuing along said South right-of-way line of Eighth Avenue, North 74°00'00" East, a distance of 20.00 feet to the Northwest corner of Lot 10, said Block 48;

THENCE, leaving said South right-of-way line and along the East line of said Alley, South 16°00'00" East, a distance of 200.00 feet to the Southwest corner of Lot 1, said Block 40 in 1/4 North right-of-way line of North Avenue;

THENCE, along said North right-of-way line, South 74°00'00" West, a distance of 20.00 feet to the Southeast corner of Lot 20, said Block 40;

THENCE, leaving said right-of-way line and along the West line of said Alley, North 15°00'00" West, a distance of 280.00 feet to the POINT OF BEGINNING and containing 3,300 square feet of land.

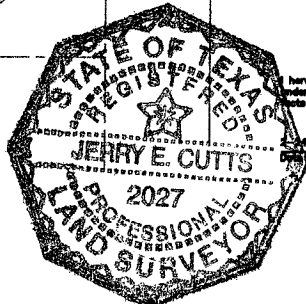
elder bush w/	elder	elder
wire fence	—	—
water main hole	—	—
gas meter	—	—
power pole	—	—
overhead power line	—	—
water meter	—	—
security light	—	—
water meter	—	—
traffic signal control box	—	—
traffic signal light	—	—
fire hydrant	—	—
street sign	—	—
building area	—	—
concrete area	—	—

I hereby certify that this survey was made on the ground under my supervision and that this plot represents the facts as found at the time of this survey.

and that this plot represents the
the time of this survey.

James P. Latta
James P. Latta, NPL-100

PLAT OF SURVEY
ALL OF BLOCK 49 AND
A PORTION OF BLOCK 31,
CAMPBELL ADDITION,
EL PASO, EL PASO COUNTY, TEXAS



Cutts Land Surveying, Inc.

Revised: 11-10-06
Date removed: 02-24-08
Job No.: 570071

Professional Land Surveyors
1100 Montana Avenue, Suite 200 Ph. (916) 634-6391
El Paso, Texas 79902 Ph. (916) 634-6391

EXHIBIT "A2"

THE STATE OF TEXAS }
COUNTY OF EL PASO }

QUITCLAIM DEED

That the **CITY OF EL PASO** has released and quitclaimed and by these presents does release and quitclaim unto The El Paso Independent School District, all its right, title, interest, claim and demand in and to the property which was vacated, closed and abandoned by Ordinance No. _____, passed and approved by the City Council of the City of El Paso and described as **ALL OF THE 20-FOOT WIDE ALLEY WITHIN BLOCK 49, CAMPBELL ADDITION, CITY OF EL PASO, EL PASO COUNTY, TEXAS**, which is more fully described in the attached metes and bounds description, identified as Exhibit "A" and made a part hereof by reference.

WITNESS the following signatures and seal this _____ day of March, 2005.


THE CITY OF EL PASO

Joe Wardy
Mayor

ATTEST:


Richarda Duffy Momsen
City Clerk

APPROVED AS TO FORM:



Matt Watson
Assistant City Attorney
Doc. No. 9320

APPROVED AS TO CONTENT:



Rudy Valdez, Chief Urban Planner
Planning, Research and Development
Department

ACKNOWLEDGMENT

THE STATE OF TEXAS)
COUNTY OF EL PASO)

This instrument is acknowledged before me on this _____ day of March, 2005, by Joe Wardy, as Mayor of the CITY OF EL PASO.

Notary Public, State of Texas
Notary's Printed or Typed Name:

My Commission Expires:**AFTER FILING RETURN TO:**

**El Paso Independent School District
6531 Boeing Drive
El Paso, Texas 79925
Attn: Librado Lara**

PROPERTY DESCRIPTION
5,200 Square Feet

Being the description of all of the 20 feet wide Alley located between Eighth Avenue and Ninth Avenue, in Block 49, Campbell Addition, City of El Paso, El Paso County, Texas and being more particularly described by metes and bounds as follows:

COMMENCING FOR REFERENCE at the city monument at the intersection of Sixth Avenue (70 feet wide) and Kansas Street (70 feet wide);

THENCE, along the centerline of said Kansas Street, South $16^{\circ}00'00''$ East, a distance of 654.88 feet to the Monument line in said Eighth Avenue (70 feet wide) and from this point the city monument at Stanton Street bears, South $74^{\circ}00'00''$ West, 320.37 feet;

THENCE, continuing along said centerline of Kansas Street, South $16^{\circ}00'00''$ East, a distance of 50.00 feet;

THENCE, leaving said centerline and along the South right-of-way line of said Eighth Avenue, North $74^{\circ}00'00''$ East, a distance of 155.00 feet to the Northeast corner of Lot 11, said Block 49 and **POINT OF BEGINNING** for the herein described Alley;

THENCE, continuing along said South right-of-way line of Eighth Avenue, North $74^{\circ}00'00''$ East, a distance of 20.00 feet to the Northwest corner of Lot 10, said Block 49;

THENCE, leaving said South right-of-way line and along the East line of said Alley, South $16^{\circ}00'00''$ East, a distance of 260.00 feet to the Southwest corner of Lot 1, said Block 49 in the North right-of-way line of Ninth Avenue;

THENCE, along said North right-of-way line, South $74^{\circ}00'00''$ West, a distance of 20.00 feet to the Southeast corner of Lot 20, said Block 49;

THENCE, leaving said right-of-way line and along the West line of said Alley, North $16^{\circ}00'00''$ West, a distance of 260.00 feet to the **POINT OF BEGINNING** and containing **5,200 square feet** of land.

This description was prepared from a survey made on the ground on February 24, 2003 with a plat of same date.

PREPARED BY:
Cutts Land Surveying, Inc.
El Paso, Texas
July 7, 2004
Job No. 030201-alley

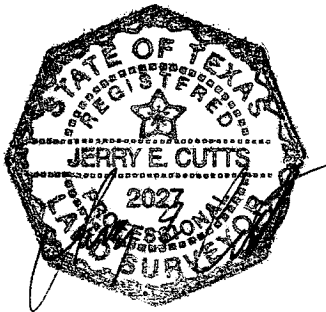
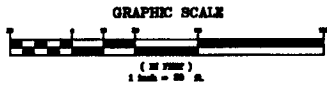


EXHIBIT "A1"

EXHIBIT "A2"



ARMILLO
PARK

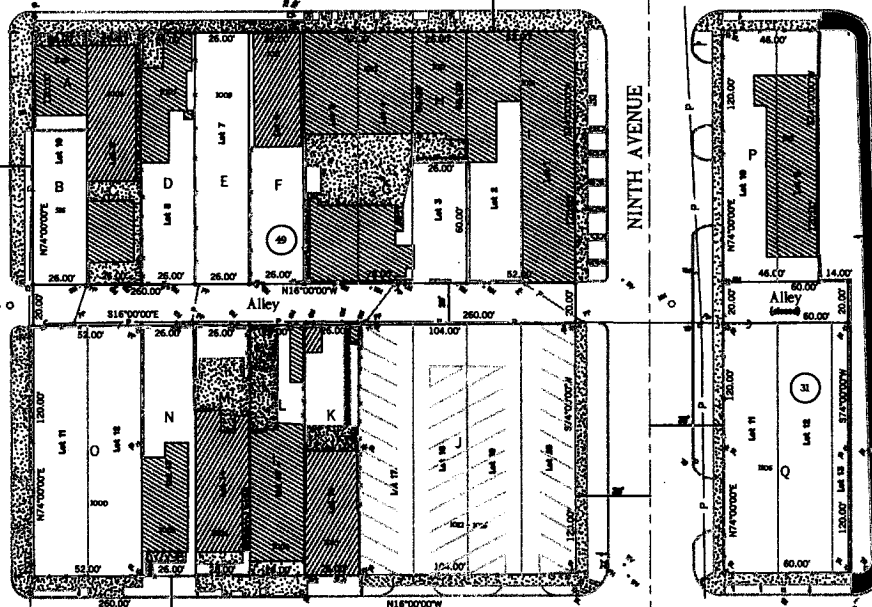
CAMPBELL STREET

EIGHTH AVENUE

NINTH AVENUE

BORDER HIGHWAY (Loop 375)

KANSAS STREET



PROPERTY DESCRIPTION
5,320 Square Feet

Being the description of all of the 30 feet wide Alley located between Eighth Avenue and Ninth Avenue, in Block 49, Campbell Addition, City of El Paso, El Paso County, Texas and being more particularly described by metes and bounds as follows:

COMMENCING FOR REFERENCE at the city monument at the intersection of Eighth Avenue (70 feet wide) and Kansas Street (70 feet wide);

THENCE, along the centerline of said Kansas Street, South 16°00'00" East, a distance of 654.88 feet to the monument line in said Eighth Avenue (70 feet wide) and from this point the city monument at Stanton Street bore, South 74°00'00" West, 385.37 feet;

THENCE, continuing along said centerline of Kansas Street, South 16°00'00" East, a distance of 60.00 feet;

THENCE, leaving said centerline and along the South right-of-way line of said Eighth Avenue, North 74°00'00" East, a distance of 125.00 feet to the Northwest corner of Lot 1, said Block 49 and POINT OF BEGINNING for the herein described Alley;

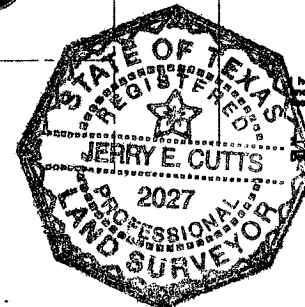
THENCE, continuing along said South right-of-way line of Eighth Avenue, North 74°00'00" East, a distance of 30.00 feet to the Northwest corner of Lot 16, said Block 49;

THENCE, leaving said South right-of-way line and along the East line of said Alley, South 16°00'00" East, a distance of 30.00 feet to the Southwest corner of Lot 1, said Block 49 in the North right-of-way line of Ninth Avenue;

THENCE, along said North right-of-way line, South 74°00'00" West, a distance of 30.00 feet to the Southwest corner of Lot 20, said Block 49;

THENCE, leaving said right-of-way line and along the West line of said Alley, North 16°00'00" West, a distance of 30.00 feet to the POINT OF BEGINNING and containing 5,320 square feet of land.

LEGEND



I hereby certify that this survey was made on the ground under my supervision and that this plat represents the same as found at the time of this survey.

[Signature]
JERRY E. CUTTS, P.L.S.

PLAT OF SURVEY
ALL OF BLOCK 49 AND
A PORTION OF BLOCK 31,
CAMPBELL ADDITION,
EL PASO, EL PASO COUNTY, TEXAS

Cutts Land Surveying, Inc.

Professional Land Surveyors

Revised 10-15-00
State Surveyor, 20-01-00
2nd Ed. 12/2001

1700 Marlene Avenue, Suite 200
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Fax: (915) 524-2224